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15 **UNITED STATES DISTRICT COURT**
16 **NORTHERN DISTRICT OF CALIFORNIA**
17 **SAN FRANCISCO DIVISION**

18
19 MAXIMILIAN KLEIN, et al., on behalf of
20 themselves and all others similarly situated,

21 Plaintiffs,

22 v.
23 META PLATFORMS, INC., a Delaware
24 Corporation,

25 Defendant.

Case No. 3:20-cv-08570-JD

**DECLARATION OF DAVID Z. GRINGER
IN SUPPORT OF META PLATFORMS,
INC.'S MOTION TO EXCLUDE
TESTIMONY AND OPINIONS OF
NICHOLAS ECONOMIDES**

Hearing Date: July 24, 2025
Time: 10:00 a.m.
Judge: Hon. James Donato

1 I, DAVID Z. GRINGER, declare as follows:

2 1. I am a partner at the law firm Wilmer Cutler Pickering Hale and Dorr LLP. I
3 represent Defendant Meta Platforms, Inc. in the above-captioned action. I submit this declaration
4 in support of Meta's Motion to Exclude the Testimony and Opinions of Nicholas Economides.

5 2. Attached hereto as Exhibit 1 is a true and correct copy of excerpts of the Abridged
6 Expert Declaration of Nicholas Economides, Ph. D. in Support of Renewed Motion to Certify
7 Consumer Class, dated May 24, 2024.

8 3. Attached hereto as Exhibit 2 is a true and correct copy of excerpts of the transcript
9 from Nicholas Economides's merits deposition held on March 15, 2024.

10 4. Attached hereto as Exhibit 3 is a true and correct copy of excerpts of the transcript
11 from Nicholas Economides's class certification deposition held on September 14, 2023.

12 5. Attached hereto as Exhibit 4 is a true and correct copy of excerpts of the Expert
13 Merits Report of Nicholas Economides, dated January 12, 2024.

14 6. Attached hereto as Exhibit 5 is a true and correct copy of excerpts of the transcript
15 from Rachel Banks Kupcho's deposition held on May 22, 2023.

16 7. Attached hereto as Exhibit 6 is a true and correct copy of excerpts of the transcript
17 from Sarah Grabert's deposition held on April 24, 2023.

18 8. Attached hereto as Exhibit 7 is a true and correct copy of excerpts of the transcript
19 from Sarah Grabert's deposition held on April 25, 2023.

20 9. Attached hereto as Exhibit 8 is a true and correct copy of excerpts of the transcript
21 from Maximilian Klein's deposition held on May 31, 2023.

22 10. Attached hereto as Exhibit 9 is a true and correct copy of excerpts of a document
23 produced in this litigation, bearing Bates number KLEIN-META_AMAZON_0007540.

24 11. Attached hereto as Exhibit 10 is a true and correct copy of excerpts of an article
25 by Nicholas Economides, *Antitrust Issues In Network Industries* (May 2008).

26 12. Attached hereto as Exhibit 11 is a true and correct copy of excerpts of Consumer
27 Plaintiffs' Supplemental Responses and Objections to Interrogatory Nos. 15 and 16, dated
28 February 15, 2023.

13. Attached hereto as Exhibit 12 is a true and correct copy of excerpts of the Expert Merits Rebuttal Report of Dr. Nicholas Economides, dated February 9, 2024.

I declare that the foregoing is true and correct under penalty of perjury.

Executed on this 28th day of April, 2025, in New York, New York.

By: /s/ David Z. Gringer
David Z. Gringer

SIGNATURE ATTESTATION

This document is being filed through the Electronic Case Filing (ECF) system by attorney Sonal N. Mehta. By her signature, Ms. Mehta attests that she has obtained concurrence in the filing of this document from each of the attorneys identified on the caption page and in the above signature block.

By: /s/ Sonal N. Mehta
Sonal N. Mehta